THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.7905 of 2006

Dated:22.02.2007

Between

K.Kaseswari @ Lakshmi Devi

…Petitioner

And

The Superintendent of Police,
Kurnool and two others.

…Respondents

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.7905 of 2006

ORDER:

The petitioner seeks to issue a writ of Mandamus declaring the action of respondent Nos.1 and 2 in harassing her by calling to Police Station without there being any case registered against her, as illegal and arbitrary and consequently, direct respondent Nos.1 and 2 not to interfere with the civil disputes between her and the third respondent with regard to the land in Sy.No.672/1A1 situated at Pattikonda Village and Mandal, Kunrool District.

A counter-affidavit has been filed on behalf of

respondent Nos.1 and 2 denying all the allegations made in the affidavit, filed in support of the writ petition and it is stated that the petitioner was never called to the Police Station and she was never made to sit in the Police Station. It is further stated that the third respondent lodged a complaint on 13.04.2006 against the petitioner and others alleging that they have created vague documents in respect of the registration of the lands pertaining to him and requested to take necessary action. It is also asserted that till now, no case has been registered against the petitioner or her husband on the said complaint lodged by the third respondent and therefore, the question of calling the petitioner or her husband to the Police Station and harassing them does not arise.

The other allegations that at the instance of the third respondent, respondent Nos. 1 and 2 are harassing the petitioner and her husband and are interfering with the civil disputes between the petitioner and the third respondent are all denied.

In view of the aforesaid categorical denial of the allegations made in the affidavit, by way of filing a counter on behalf of respondent Nos.1 and 2 and since no case has been registered against the petitioner by the respondents-Police, I am of the opinion that the writ

petition is devoid of any merits and is liable to be dismissed.

Accordingly, the writ petition is dismissed with a liberty to the petitioner to take appropriate legal steps against the Police concerned for interfering with the civil disputes between her and the third respondent. There shall be no order as to costs.

V.ESWARAIAH, J

22.02.2007
DR